

Appl. No. 09/700,851
Response to Advisory Action Before the Filing of an
Appeal Brief dated January 3, 2008

PATENT

REMARKS

With this submission, the amendment filed on 1 October 2007 is now in compliance with 37 CFR § 1.121. Claims 1 - 4 have been indicated as cancelled. The response that follows is otherwise the same as previously submitted. Copies of exhibits are not being resubmitted.

The specification has been amended to recite a deposit accession number for the VTm1.1 antibody. Claim 7 has been amended to refer to the deposit accession number. Claim 13 has been amended to delete reference to VTm1.1. Claim 5 has been amended to delete the word "specific" in response to the Examiner's comments discussed further below. No amendment should be construed as acquiescence in any ground of rejection.

Applicants now address the Examiner's remarks using the paragraph numbering of the office action.

3. The VTm1.1 antibody has now been deposited, so the rejection is moot.

13. The designation VTm1.1 has been deleted from claims 7 and 13. In claim 7, the mouse antibody is defined by deposit number. In claim 13, further definition is not needed because the mouse antibody is defined by sequence in antecedent claim 5.

14. The rejection is moot in view of deposit of the VTm1.1 antibody.

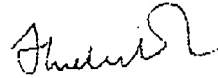
15-16. Claim 5 stands rejected on the basis that applicants have not enabled an antibody that specifically binds to VT2 without binding to VT1. In reply, applicants did not intend the language specifically binds to mean that the antibody binds to VT2 to the exclusion of VT1. Nevertheless, the claim has been amended to delete "specifically."

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If any extension of time is required for entry of this response, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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Attachments
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